IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 20TH SEPTEMBER 2007 / 29TH BHADRA 1929

Crl.MC.No. 2893 of 2007()

CRMP.1252/2007 of CHIEF JUDICIAL MAGISTRATE COURT, PATHANAMTHITTA

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PETITIONER:

ARUL.V.NAIR,S/O. VASUDEVAN NAIR,
KIZHAKKEPPURATHU VEEDU,VAZHAMUTTAM EAST,
VALLICODE VILLAGE, PATHANAMTHITTA DISTRICT.

BY ADV. SRI.V.SETHUNATH

RESPONDENTS:

1. THE DIRECTOR GENERAL OF POLICE,
POLICE HEAD QUARTERS,THIRUVANANTHAPURAM.

2. THE SUPERINTEND OF POLICE,
THIRUVANANTHAPURAM.

3. THE C.I. OF POLICE,
OFFICE OF THE C.I. NATTAKAM,KOTTAYAM DISTRICT.

4. THE C.I. OF POLICE,
POLICE STATION, PATHANAMTHITTA.

5. D.RAMACHANDRAN NAIR,S/O. DAMODARAN NAIR
VELLAPPANNATTU HOUSE,KILIROOR NORTH,
THIRUVARPU, KOTTAYAM. NOW RESIDING AT REVATHI
BHAVAN, PUZHAYORAM,THIRUVALLAM PO,
THIRUVANANTHAPURAM DISTRICT.

6. THE STATE OF KERALA,REPRESENTED BY THE
PUBLIC PROSECUTOR,HIGH COURT OF KERALA
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.M.S.BREEZ

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 20/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**R.BASANT, J.**

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Crl.M.C.No.2893 of 2007

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Dated this the 20th day of September 2007

**O R D E R**

The petitioner had preferred a private complaint which was dismissed by the learned Magistrate under Section 203 Cr.P.C. The petitioner claims to be aggrieved by the said order of dismissal.

2. An order of dismissal under Section 203 Cr.P.C is a revisable order. When the remedy of revision is available to the petitioner, I find no reason to entertain this application under Section 482 Cr.P.C. The learned counsel for the petitioner submits that the petitioner wants the impugned order to be set aside and the learned Magistrate be directed to send the matter to the police under Section 156(3) Cr.P.C. I find no reason as to why the said contention cannot be raised before the revisional court.

3. This Criminal Miscellaneous Case is in these circumstances dismissed.

**(R.BASANT, JUDGE)**

jsr // True Copy// PA to Judge

**R.BASANT, J.**

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007